

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

July 2, 2007

VIA US EXPRESS MAIL #EQ 568 961570 US

Attn: Daniel Stemmer
Legal Examiner
PCT Legal Affairs
Office of Patent Cooperation Treaty
Legal Administration
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

RECEIVED

5 JUL 2007

Legal Staff
International Division

Re: Patent Application (National Phase): **10/520269**
Attorney Docket No.: **ANDE0001**
US National Phase Filing Date: **12/30/2004**
PCT No: **PCT/US2003/034021**
Priority Date: 10/25/2002
International Filing Date: 10/24/2003
Title of Invention: Owner-brokered Knowledge Sharing Machine

Dear Mr. Daniel Stemmer:

Your 25 June 2007 notice stated that

"The electronic file includes only the submission filed 28 September 2006. The paper file including all papers before that date was not located after a reasonable search. ... Applicant is hereby given TWO (2) MONTHS to file a submission in compliance with 37 CFR 1.251(a)(1), 37 CFR 1.251(a)(2), or 37 CFR 1.251(a)(3)".

The following listed is hereby submitted in compliance with 37 CFR 1.251(a)(1):

I. 37 CFR 1.251(a)(1)(i): A copy of the applicant's record of all of the correspondence between the Office and the applicant for the application, which includes:

EXHIBIT A: Original PTO Stamped post card showing the PTO's receipt of the 30 DEC 2004 submission.

EXHIBIT B: The entire copy of 30 DEC 2004 submission, including:

1. FORM PTO-1390 (The completed FORM PTO-1390, Transmittal Letter to the United States Designated/Elected Office), attached with "Authorization to Charge Deposit Account No. 501460" signed by Michael Schinner;
2. PRELIMINARY AMENDMENT UNDER 37 CFR 1.121 (including both the mark-up version and the clean version of the preliminary amendment under 37 CFR 1.121);
3. DECLARATION FOR UTILITY PATENT APPLICATION (37 CFR 1.63, PTO/SB/01, executed by the inventor);
4. RECORDATION FORM COVER SHEET (attached with Assignment of Application, former PTO/SB/15);
5. POWER OF ATTORNEY (PTO/SB/81, executed by CEO of the assignee); and
6. APPLICANT'S STATEMENT UNDER 37 CFR 3.73(b).

EXHIBIT C: Copy of the written correspondence between the Office and the applicant after the 30 DEC 2004 submission, including:

1. February 14, 2006 inquiry to the Office (via Fax and First Class Mail);
2. February 16, 2006, the Office's Response to the February 14, 2006 inquiry;
3. August 22, 2006 inquiry to the Office (via Fax and First Class Mail);
4. September 28, 2006 inquiry to the Office (via Fax and First Class Mail);

II. 37 CFR 1.251(a)(1)(ii): A list of such correspondence on a separate sheet.

III. 37 CFR 1.251(a)(1)(iii): Attorney's statement certifying that the copy is a complete and accurate copy of the applicant's record of all of the correspondence between the Office and the applicant.

Fee for PTO-1390

Note that the application fee for the request to begin national examination procedure has already been paid (the signed authorization to charge deposit account was submitted with the 30 DEC 2004 filing).

§1.17(f) Petition Fee

In the record, there is an "Authorization to Charge Deposit Account No. 501460" which was properly signed by Mr. Michael Schinner.

In case that the authorization cannot be located, please accept the enclosed check of \$400 for the fee required by §1.182 and §1.17(f).

However, if the fee is not required for this submission, please return the check or send us the refund.

Your expedited processing of this application will be greatly appreciated.

Best regards,

A handwritten signature in black ink, appearing to read "Leon E. Jew". The signature is fluid and cursive, with a long horizontal stroke at the end.

Leon E. Jew
Attorney of Record (46,804)



25 JUN 2007

UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

DAHYEE LAW GROUP
24301 SOUTHLAND DR.
SUITE 405
HAYWARD CA 94545

In re Application of
ANDERSON, Richard, Park
Application No.: 10/520,269
PCT No.: PCT/US2003/034021
Int. Filing Date: 24 October 2003
Priority Date: 25 October 2002
Attorney's Docket No.: ANDE0001
For: OWNER-BROKERED KNOWLEDGE
SHARING MACHINE

DECISION

This is a decision on applicant's submission filed in the United States Patent and Trademark Office (USPTO) on 28 September 2006, which has properly been treated as a petition under 37 CFR 1.182. The petition is **DISMISSED** for the reasons set forth below.

In December 2004, applicant filed a transmittal letter for entry into the national stage in the United States. The transmittal letter requested that the application papers be processed as the national stage application of international application PCT/US2003/034201.

On 28 September 2006, applicant filed the instant petition under 37 CFR 1.182. The petition requests that the present application be treated as the national stage application of international application PCT/US2003/034021 rather than international application PCT/US2003/034201. However, the petition fee has not been paid. There is an authorization to charge Deposit Account 501460 in the file. However, the authorization is not signed by an authorized user of the account and is therefore ineffective. (The only signature of record in the file (note also the "Unlocatable File" section below") is Leon E. Jew and he is not an authorized user of the account.)

File Unlocatable

The electronic application file includes only the submission filed 28 September 2006. The paper file including all papers filed before that date was not located after a reasonable search.

When the Office cannot locate the file of an application after a reasonable search, the

Application No.: 10/520,269

-2-

Office notifies the applicant and sets a time period within which the applicant must comply with 37 CFR 1.251(a)(1), (a)(2), or (a)(3). 37 CFR 1.251(a).

Applicant is hereby notified that the Office cannot locate the file after a reasonable search. Applicant is hereby given **TWO (2) MONTHS** to file a submission in compliance with 37 CFR 1.251(a)(1), (a)(2), or (a)(3). Extensions of time may be granted under 37 CFR 1.136(a).

Failure to timely file a proper response will result in abandonment of the application. 37 CFR 1.251(b).

Please direct further correspondence with respect to this matter to Mail Stop PCT, Commissioner for Patents, Office of PCT Legal Administration, P.O. Box 1450, Alexandria, Virginia 22313-1450, with the contents of the letter marked to the attention of the Office of PCT Legal Administration.



Daniel Stemmer

Legal Examiner

PCT Legal Affairs

Office of Patent Cooperation Treaty

Legal Administration

Telephone: (571) 272-3301

Facsimile: (571) 273-0459

Patent Application (National Phase): **10/520269**
Attorney Docket No.: **ANDE0001**
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PCT No: **PCT/US2003/034021**
Priority Date: 10/25/2002
International Filing Date: 10/24/2003
Title of Invention: Owner-brokered Knowledge Sharing Machine

III. 37 CFR 1.251(a)(1)(iii):

Attorney's statement certifying that the copy is a complete and accurate copy of the applicant's record of all of the correspondence between the Office and the applicant.

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37 CFR 1.251(a)(1)(iii): Attorney's statement

I, the under signed attorney of record for the above identified application, hereby certify that (1) the copy enclosed in this submission is a complete and accurate copy of the applicant's record of all of the correspondence between the Office and the applicant for the above identified application, and (2) the applicant is not aware of any correspondence for the application that is not among applicant's record.

I declare under the penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Dated: July 2, 2007

A handwritten signature in black ink, appearing to read "Leon E. Jew", with a stylized flourish at the end.

Leon E. Jew

Attorney of Record (46,804)

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II. 37 CFR 1.251(a)(1)(ii):

A list of written correspondence on a separate sheet.

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37 CFR 1.251(a)(1)(ii): A LIST OF ALL CORRESPONDENCE:

EXHIBIT A: Original PTO Stamped post card showing the PTO's receipt of the 30 DEC 2004 submission.

EXHIBIT B: The entire certified copy of 30 DEC 2004 submission, including:

1. FORM PTO-1390 (The completed FORM PTO-1390, Transmittal Letter to the United States Designated/Elected Office), attached with "Authorization to Charge Deposit Account No. 501460" signed by Michael Schinner;
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5. POWER OF ATTORNEY (PTO/SB/81, executed by CEO of the assignee); and
6. APPLICANT'S STATEMENT UNDER 37 CFR 3.73(b).

EXHIBIT C: Certified copies of the Correspondence between the Office and the applicant after the 30 DEC 2004 submission, including:

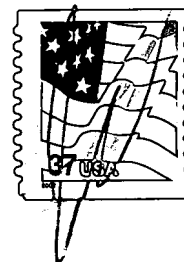
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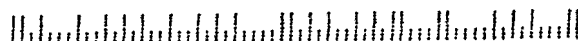


LEON E. JEW
(USPTO 46,804)

24301 Southland Dr., Suite 405

Hayward, CA 94545

94545+1530



The US Patent and Trademark Office Mail Room stamp hereon acknowledges receipt of the items specified below on the date shown:

1. Request to immediate begin national examination procedure under 35 USC §371(f) for PCT international application (PCT/US03/34201). **034021** *lj 7/2/2006*
2. FORM PTO-1390: The completed FORM PTO-1390, Transmittal Letter to the United States Designated/Elected Office is attached herewith
3. PRELIMINARY AMENDMENT UNDER 37 CFR 1.121: Both the mark-up version and the clean version of the preliminary amendment under 37 CFR 1.121 are enclosed.
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5. RECORDATION FORM COVER SHEET attached with Assignment of Application (former PTO/SB/15).
6. POWER OF ATTORNEY: PTO/SB/81, executed by CEO of the assignee; and
7. STATEMENT UNDER 37 CFR 3.74(B).

*** Via First Class Mail ***

DT02 Rec'd PCT/PTO 30 DEC 2004

10/520269

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

February 14, 2006

VIA 1ST CLASS MAIL
AND FAX

Fax: (571) 273-3201

From: Leon E. Jew (Attorney, 46,804)
510-785-8698

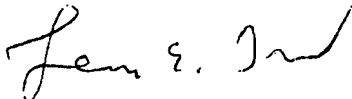
Re: Patent Application (National Phase): 10/520269
Attorney Docket No.: ANDE0001
US National Phase Filing Date: 12/30/2004
PCT No: PCT/US2003/034021
Priority Date: 10/25/2002
International Filing Date: 10/24/2003
Title of Invention: Owner-brokered Knowledge Sharing Machine

Dear Madam or Sir,

I have not yet received the formal PTO receipt for this national phase application (10/520269). It would be greatly appreciated if you could send me a copy of the receipt by fax (510-785-8698).

The PTO's status information retrieval system doesn't show any information about this application. Please check and let me know.

Best regards,



Leon E. Jew
Attorney, 46,804



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

16 FEB 2006

Leon E. Jew
THE SCHINNER LAW GROUP
96 Jessie Street
San Francisco, CA 94105

Dear Mr. Jew:

This is in response to your communication received 14 February 2006 requesting status of the U.S. national stage application 10/520,269 filed December 30, 2004. As of date, the U.S. Designated/Elected Office (DO/EO/US) presently has a backlog in processing filed U.S. national stage application

A request was forwarded to a manger in DO/EO/US to expedite the processing of the above referenced application.

A handwritten signature in black ink, appearing to read "Mark Ragland", with a long horizontal line extending to the right.

Mark Ragland
Paralegal Specialist
PCT Legal Office

Tel: (703)308-6522
Fax: (703)308-6459

MSR/MR:mr

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

August 22, 2006

Fax: **(571) 273-3201**

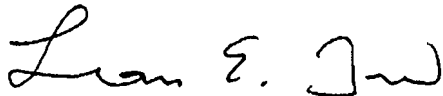
From: Leon E. Jew (Attorney, 46,804)
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International Filing Date: 10/24/2003
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Dear Madam or Sir,

I have not heard from you since the application was filed in 2004. Please check your record and let me know the status.

Best regards,

A handwritten signature in black ink, appearing to read "Leon E. Jew". The signature is fluid and cursive, with the first name "Leon" being the most prominent.

Leon E. Jew
Attorney, 46,804

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attn: Karen Williams
Fax: **703-746-6701**
From: Leon E. Jew (Attorney, 46,804)
510-785-8698

Re: Patent Application: **10/520269**
US National Phase Filing Date: **12/30/2004**
PCT No: **PCT/US2003/034021**
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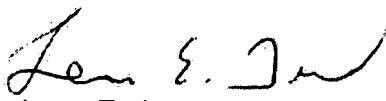
Dear Ms. Williams,

This is in response to your phone call made yesterday. You mentioned that the PCT number in the PTO/SB/01 Declaration for Utility or Design Patent Application was incorrect. It was mistyped as **PCT/US03/34021**.

The correct PCT application number should be **PCT/US2003/034021**.

By the way, I have not yet received the formal PTO receipt for this application (10/520269). It would be greatly appreciated if you could send me a copy of the receipt by fax (510-785-8698).

Best regards,



Leon E. Jew
Attorney, 46,804

Sept. 28, 2006